IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRL.MISC.NO.40237-M OF 2006

DATE OF DECISION: SEPTEMBER 15, 2006

Rashpal Singh and another

....PETITITIONERS

VERSUS

State of Punjab ....RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. A.S.Kalra, Advocate,for the petitioners.
Mr.N.S.Gill, AAG, Punjab.

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The petitioners apprehending their arrest in a non-bailable offence in case FIR No.110 dated 17.6.2006 registered under Sections 323/324/326/34 IPC at Police Station City, Kapurthala, have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

This order be read in continuation of the earlier order dated July 14 , 2006 passed by this Court.

Counsel for the petitioners contends that petitioner No.2, who is alleged to have caused simple injuries, has joined the investigation in terms of the aforesaid interim order. Counsel for the respondent-State does not dispute this fact and further on instructions from HC Wattan Singh states that the said petitioner is no more required for further investigation.

In view of the above and for the reasons stated in the interim order dated July 14, 2006, without commenting on the merits of the case, the same is made absolute qua petitioner No.2 on the same terms and conditions.

This bail order shall remain in operation till the investigation culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter, petitioner No.2 shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed

by the court of competent jurisdiction.

Disposed of accordingly.

September 15, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE